

# **EXHIBIT A**

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
NORTHERN DIVISION

CIVIL CASE NO. 3:23CV272-HTW-LGI

NAACP, MISSISSIPPI NAACP, PLAINTIFFS  
JACKSON NAACP, DERRICK JOHNSON,  
FRANK FIGGERS, CHARLES TAYLOR  
MARKYEL PITTMAN, CHARLES JONES

**AND**

UNITED STATES OF AMERICA PLAINTIFF INTERVENOR

VERSUS

SEAN TINDELL, COMMISSIONER OF DEFENDANTS  
PUBLIC SAFETY; BO LUCKEY, CHIEF  
OF THE OFFICE OF CAPITOL POLICE;  
CHIEF JUSTICE MICHAEL K. RANDOLPH;  
LYNN FITCH, ATTORNEY GENERAL

**CONSOLIDATED WITH**

JXN UNDIVIDED COALITION, PLAINTIFFS  
MISSISSIPPI VOTES, PEOPLES  
ADVOCACY INSTITUTE, MISSISSIPPI  
POOR PEOPLES CAMPAIGN, BLACK VOTERS,  
MATTER, RUKIA LUMUMBA, AREKIA  
BENNETT-SCOTT, DANYELLE HOLMES

VERSUS

SEAN TINDELL, COMMISSIONER OF DEFENDANTS  
PUBLIC SAFETY; BO LUCKEY, CHIEF  
OF THE OFFICE OF CAPITOL POLICE

**TRANSCRIPT OF STATUS CONFERENCE**

BEFORE THE HONORABLE HENRY T. WINGATE  
UNITED STATES DISTRICT JUDGE

SEPTEMBER 13, 2023  
JACKSON, MISSISSIPPI

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1 anywhere in the State of Mississippi, whereas a municipal judge  
2 shall be a qualified elector of the county in which the  
3 municipality is located.

4 Four, the CCID court shall be repealed in 2027, while  
5 municipal courts traditionally have no established ending date.

6 This Court, thus, is not persuaded by the plaintiffs'  
7 argument that because the Chief Justice does not traditionally  
8 appoint municipal judges in Mississippi, his appointment of a  
9 judge in a municipal-like court is a nonjudicial act.

10 As I said before, this judgeship, CCID, this judgeship is  
11 not a traditional municipal court. It is a municipal-hybrid  
12 court which the legislature has full authority to create. So  
13 this court is the first of its kind, not a court in a long line  
14 of such courts, but it appears to this Court that it is a  
15 hybrid court. And being a hybrid court, it needs to be  
16 accorded the status of such.

17 The Court finally addresses plaintiffs' argument that  
18 despite this Court's grant of judicial immunity, the Chief  
19 Justice is subject to claims for declaratory relief under  
20 Section 1 and under Section 4. The Fifth Circuit has held that  
21 a judge is not a proper party to a lawsuit challenging a state  
22 law's constitutionality because "no case or controversy exists  
23 between a judge to adjudicate claims under a statute and a  
24 litigant who attacks the constitutionality of the statute,  
25 unquote.

CERTIFICATE OF COURT REPORTER

I, Teri B. Norton, RMR, FCRR, RDR, Official Court Reporter for the United States District Court for the Southern District of Mississippi, appointed pursuant to the provisions of Title 28, United States Code, Section 753, do hereby certify that the foregoing is a correct transcript of the proceedings reported by me using the stenotype reporting method in conjunction with computer-aided transcription, and that same is a true and correct transcript to the best of my ability and understanding.

I further certify that the transcript fees and format comply with those prescribed by the Court and the Judicial Conference of the United States.

*S/ Teri B. Norton*  
TERI B. NORTON, RMR, FCRR, RDR  
OFFICIAL COURT REPORTER